## DECLARATION, POWER OF ATTORNEY & PETITION

Page <u>1</u> of <u>2</u>

| Attorney Docket No. | 1135.ACT2.PT      |
|---------------------|-------------------|
| Inventor(s)         | H. Addison Sovine |
| Serial Number       | 09/650,843        |
| Filing Date         | August 28, 2000   |

As an inventor named below or on any attached continuation page, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name.

I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

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| on(s):   |  |  | Priority Claimed:   |  |
|  | (Day/Mo/Yr Filed   | ) Yes  |   |  |
| (Country)  | (Day/Mo/Yr Filed   | ) Yes  | <br>No  |  |
| (Country)  | (Day/Mo/Yr Filed   | ) Yes  | No  |  |
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| nder 55 0.5.c. § 1   | 1) (c) of any office c   | tates pro t  | ioional approacion(c) coro  | •  |
|  | (Filing Date)  | •  |   |  |
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| signating the Unite  | ed States of America,  | isted belo   | w and, insofar as the subject   | t  |
| pplication is not dis  | sclosed in the prior U   | nited State  | es of PCT International   |  |
| y the first paragrap   | oh of 35 U.S.C. § 112,   | and I ack  | nowledge the duty to  |  |
| al to patentability a  | as defined in 37 C.F.R   | § 1.56 w   | hich became available   |  |
| pplication and the i   | national or PCT Interr   | ational fil  | ling date of this application.  |  |
| PCT Parent No. Pa  |  |  | Patent Number   |  |
|  | nder 35 U.S.C. § 1 esignating the Unite pplication is not di by the first paragrapal to patentability application and the  | esignating the United States of America, I pplication is not disclosed in the prior Unity the first paragraph of 35 U.S.C. § 112, all to patentability as defined in 37 C.F.R. pplication and the national or PCT International PCT Parent No. Parent Filing Date  | nder 35 U.S.C. § 120 of any United States applicates signating the United States of America, listed belongitude polication is not disclosed in the prior United States by the first paragraph of 35 U.S.C. § 112, and I ack all to patentability as defined in 37 C.F.R. § 1.56 with polication and the national or PCT International file.   | nder 35 U.S.C. § 120 of any United States application(s), or under 365(c) of esignating the United States of America, listed below and, insofar as the subject pplication is not disclosed in the prior United States of PCT International by the first paragraph of 35 U.S.C. § 112, and I acknowledge the duty to all to patentability as defined in 37 C.F.R. § 1.56 which became available pplication and the national or PCT International filing date of this application. PCT Parent No. Parent Filing Date  Parent Patent Number |

## **DECLARATION, POWER OF** ATTORNEY & PETITION

Page 2 of 2

| Attorney Docket No. | 1135.ACT2.PT      |  |
|---------------------|-------------------|--|
| Inventor(s)         | H. Addison Sovine |  |
| Şerial Number       | 09/650,843        |  |
| Filing Date         | August 28, 2000   |  |

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Julie K. Morriss

Reg. No. 33,263 Randall B. Bateman

Reg. No. 37,774

David W. O'Bryant

Reg. No. 39,793 Frank W. Compagni

Reg. No. 40,567

Date Signed Nov 6 2000

Direct all correspondence to:

Randall B. Bateman MORRISS, BATEMAN, O'BRYANT & COMPAGNI 5882 South 900 East, Suite 300 Salt Lake City, Utah 84121

Tel: 801-685-2302

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

**INVENTOR:** 

H. Addison Sovine

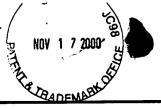
SIGNATURE: CITIZENSHIP:

**RESIDENCE:** 

ADDRESS:

Provo, Utah

P.O. Box 636, Provo, Utah 84603-0636



## STATEMENT CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN

Docket Number (Optional) 1135.ACT2.PT

| Application or Patent No.: 09/650,843  Filed or Issued: August 28, 2000  Title: CLEARING TRAP    hereby state that I am   the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern identified below: NAME OF SMALL BUSINESS CONCERN   ACTION TARGET, INC.  ADDRESS OF SMALL BUSINESS CONCERN   P.O. Box 636    I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.    hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:   the specification filed herewith with title as listed above.   the application identified above.   the application identified above.   the patent identified above.   the patent identified above.   the invention identified above.   the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1:9(f) that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1:9(d), or a nonprofit organization under 37 CFR 1:9(e).   Each person, concern, or organization having any rights in the invention is listed below:   no such person, concern, or organization is listed below.   Separate statements are required from each named person, concern or organization having rights to the invention staling their status as small entities. (37 CFR 1.27)   Lacknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue f | Applicant, Patentee, or Identifier: H. Addison Sovine   |
|--|---|
| Title: CLEARING TRAP    hereby state that I am   the owner of the small business concern identified below:   an official of the small business concern empowered to act on behalf of the concern identified below:   NAME OF SMALL BUSINESS CONCERN   ACTION TARGET, INC.     ADDRESS OF SMALL BUSINESS CONCERN   P.O. Box 636     I hereby state that the above identified small business concern gualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office: Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.   I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:   the specification filed herewith with title as listed above.   the application identified above.   the patent identified amall business concern are not exclusive, each individual, concern, or organization having rights in the invention or by any concern which would not qualify as a mindependent inventor under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).   Each person, concern, or organization having any rights in the invention is listed below:   no such person, concern, or organization exists.   each such person, concern, or organization is listed below.   separate statements are required from each named person, concern or organization having rights to the invention stating their st  | ··  |
| Thereby state that I am  | Filed or Issued: August 28, 2000  |
| the owner of the small business concern identified below:  an official of the small business concern empowered to act on behalf of the concern identified below:  NAME OF SMALL BUSINESS CONCERN ACTION TARGET, INC.  ADDRESS OF SMALL BUSINESS CONCERN P.O. Box 636  I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.  I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:  the specification filed herewith with title as listed above.  the application identified above.  If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).  Each person, concern or organization having any rights in the invention is listed below:  no such person, concern, or organization exists.  cach such person, concern, or organization exists.  acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))  NAME OF PERSON SIGNING | Title: <u>CLEARING TRAP</u>   |
| an official of the small business concern empowered to act on behalf of the concern identified below:  NAME OF SMALL BUSINESS CONCERN ACTION TARGET, INC.  ADDRESS OF SMALL BUSINESS CONCERN P.O. Box 636  I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards staff, 409 Third Street, SW, Washington, DC 20416.  I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:  the specification filed herewith with title as listed above.  the application identified above.  If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as a small business concern under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).  Each person, concern or organization having any rights in the invention is listed below:  no such person, concern, or organization exists.  each such person, concern, or organization exists.  ach such person, concern, or organization is listed below.  Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)  I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying,   | I hereby state that I am  |
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| ADDRESS OF SMALL BUSINESS CONCERN P.O. Box 636  I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.  I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:  the specification filed herewith with title as listed above.  the application identified above.  If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(d).  Each person, concern or organization having any rights in the invention is listed below:  no such person, concern, or organization exists.  ach such person, concern, or organization exists.  ach such person, concern, or organization exists.  ach such person, concern, or organization is listed below.  Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)  I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))  NAME OF PERSON SIGNING  Kyle Bateman  TITLE OF PERSON IF OTHER THAN OWNER  Presi  | an official of the small business concern empowered to act on behalf of the concern identified below:   |
| I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.  I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:  the specification filed herewith with title as listed above.  the application identified above.  If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the invention, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).  Each person, concern or organization having any rights in the invention is listed below:  no such person, concern, or organization exists.  each such person, concern, or organization exists.  ach such person, concern, or organization exists.  ach such person, concern, or organization exists.  acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))  NAME OF PERSON IF OTHER THAN OWNER President  ADDRESS OF PERSON IF OTHER THAN OWNER President   | NAME OF SMALL BUSINESS CONCERN ACTION TARGET, INC.  |
| 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street, SW, Washington, DC 20416.  I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:  the specification filed herewith with title as listed above.  the application identified above.  the patent identified above.  If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as a small business concern under 37 CFR 1.9(c) if that person made the invention or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).  Each person, concern or organization having any rights in the invention is listed below:  no such person, concern, or organization exists.  no such person, concern, or organization exists.  cach such person, concern, or organization is listed below.  Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)  I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))  | ADDRESS OF SMALL BUSINESS CONCERN P.O. Box 636  |
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| SIGNATURE DATE No. 6, 2000   | ADDRESS OF PERSON SIGNING P.O. Box 636, Provo, Utah 84603-0636  |
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